



PRESIDENT (CY '94)
ALEXANDRIA MEDICAL SOCIETY, INC.

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GEORGETOWN UNIVERSITY SCHOOL OF MEDICINE

MICHAEL C. TRAHOS, D.O.
GENERAL MEDICINE/FAMILY PRACTICE

RECEIVED

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

JUL 3 1996

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

In the Matter of)
)
Amendment of Part 95 of the)
Commission's Rules to Establish)
a Very Short Distance Two-way)
Voice Radio Service)

WT Docket No. 95-102
RM-8499

DOCKET FILE COPY ORIGINAL

PETITION FOR PARTIAL RECONSIDERATION

Submitted by:

Dr. Michael C. Trahos, D.O., NCE, CET
4600 King Street, Suite 4E
Alexandria, Virginia 22302-1213

July 3, 1996

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I.

INTRODUCTION

1. Dr. Michael C. Trahos, D.O., NCE, CET (Petitioner), pursuant to 47 CFR 1.429 the Federal Communications Commission's (Commission) Rules and Regulations, hereby submits this timely Petition for Partial Reconsideration (Petition) in response to the Report and Order (FRS Order) in this proceeding.^{1/}

^{1/} REPORT AND ORDER, WT Docket No. 95-102, FCC 96-215, 61 FR 28768, June , 1996

II.

PETITIONER QUALIFICATIONS

2. Petitioner is a licensed and actively practicing **General Medicine/Family Practice Physician and Surgeon**. Petitioner holds the academic faculty appointments of **Clinical Professor of Medicine**, Ross University School of Medicine and **Clinical Assistant Professor of Family Medicine**, Georgetown University School of Medicine. Petitioner holds the current position of **Chairman - Legislative Affairs Committee** and was **President (CY '94)** of the Alexandria [Virginia] Medical Society (AMS), was **Vice-Councilor (FY '95)** - 8th U.S. Congressional District of the Medical Society of Virginia (MSV), is **Chairman - Legislative Affairs Committee** of the District of Columbia Osteopathic [Medical] Association, was **Vice-President (FYs '89-90)** of the Virginia [State] Osteopathic Medical Association (VOMA), is **VOMA Virginia State Delegate** to the [National] American Osteopathic [Medical] Association (AOA) House of Delegates and **VOMA Federal Representative** to the AOA Council on Federal Health Programs.

3. Petitioner was selected/elected and currently serves as the **"Medical Profession" Representative** on the Technical Committee, **Chairman - Legislative/Regulatory Affairs Committee** and **Special Emergency Radio Service Representative** on the RPRC of the National Public Safety Planning Advisory Committee's

(NPSPAC) Region -20 [State of Maryland, Washington, DC and Northern Virginia] Public Safety Plan Review Committee (RPRC), for the development and implementation of a Public Safety National/Regional Plan (General Docket No. 90-7) for the use of the 821-824/866-869 MHz bands by the Public Safety Services pursuant to the Report and Order in General Docket No. 87-112.

4. Petitioner is a certified **First Class Telecommunications Engineer**, with expertise endorsements in Administrative/Regulatory, Antenna Systems, Broadcast AM, Frequency Coordination and Land Mobile Systems, certified by the National Association of Radio and Telecommunications Engineers (NARTE), and possessor of a **First Class Certificate of Competency**, issued by the Association of Public-Safety Communications Officers (APCO). Petitioner is a **FELLOW** of The Radio Club of America. Petitioner has over twenty years experience in the telecommunications field with many of these years spent actively participating in Commission proceedings.

5. Petitioner is licensed in the Amateur Radio Service (ARS), the Business Radio Service (BRS), the General Mobile Radio Service (GMRS) and Special Emergency Radio Service (SERS). Commenter has/ is serving as a voluntary frequency/CTCSS/DCS GMRS

coordinator for the Washington, D.C. Metropolitan area. It is with having the above extensive expertise in dealing with personal, business, medical and emergency/public assistance communications matters that this Petitioner is qualified to submit the following Petition.

III. PE TITION FOR PARTIAL RECONSIDERATION

6. Throughout this proceeding, it has been the Commission's intention that the FRS "co-exist with"2/ and share GMRS spectrum.3/ The adopted FRS rules do not prohibit and it is expected that FRS units will communicate with GMRS units on mutually authorized frequencies.4/

7. However, current 47 CFR Part 95, Subpart A rules prohibit GMRS units from communicating with the newly authorized FRS units. 47 CFR 95.53 specifically states that **GMRS** units may only communicate with other **GMRS** units.

8. So as not to place GMRS licensees in unintentional violation of the rules, it is hereby Petitioned that the Commission modify 47 CFR 95.53 to allow GMRS mobile and small base units to communicate with FRS units on their mutually authorized frequencies. Such a rule modification will facilitate FRS/GMRS communications, particularly in emergency situations, and allow GMRS licensees to purchase and legally operate FRS units within their GMRS systems.

2/ NOTICE OF PROPOSED RULE MAKING, WT Docket No. 95-102, FCC 95-26 , June 22, 1995, at Paragraph 8.

3/ REPORT AND ORDER, WT Docket No. 95-102, FCC 95-102, May 10 1996, at Paragraph 8.

4/ Ibid., at Paragraph 6.

IV.

CONCLUSION

9. In adopting the FRS Order, the Commission has inadvertently overlooked the current rules prohibition of GMRS units communicating with FRS units. The Petitioner requests the Commission modify 47 CFR 95.53, and any other appropriate GMRS/FRS rule sections, to legally allow GMRS units to communicate with FRS units on mutually authorized frequencies.

10. Commission adoption of this Petition for Partial Reconsideration is in the **public interest**.

Respectfully submitted,


Dr. Michael C. Trahos, D.O., NCE, CET